

Box AF  
Response under 37 CFR 1.116  
Expedited Procedure  
Examining Group 1615

Attorney Docket No. P66226US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jerome BESSE et al.

Application No.: 09/764,990

Art Unit: 1615

Filed: January 22, 2001

Examiner: DI NOLA BARON, Liliana

For PHARMACEUTICAL COMPOSITION INTENDED IN PARTICULAR FOR THE  
PREVENTION AND THE TREATMENT OF RADIOMUCOSITIS AND  
CHEMOMUCOSITIS

TRANSMITTAL

Commissioner for Patents  
BOX AF  
United States Patent and Trademark Office  
Washington, D.C. 20231

Sir:

Transmitted herewith please find Amendment and Petition for Extension of Time in connection with the subject application.

— Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a statement previously submitted.

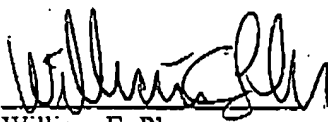
X A check in the amount of \$110.00 is attached for: Petition for Extension of Time.

— Charge the amount of \$ to Deposit Account No. 06-1358.

XX If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)-(d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358.

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Atty. Dkt. No. P66226US0  
Date: December 23, 2002  
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**IMPORTANT**

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**FACSIMILE COVER LETTER****Date:** January 21, 2003**To:** Examiner DI NOLA BARON, Liliana  
Art Unit 1615**Facsimile No.** 703-746-3954**Page 1 of 12****From:** W. PLAYER

In re the Application of: Jerome BESSE et al.

Serial No. 09/764,9900

Group Art Unit: 1615

Filed: January 22, 2001

Examiner: DI NOLA BARON, Liliana

For: PHARMACEUTICAL COMPOSITION INTENDED IN PARTIUCULAR FOR THE PREVENTION  
AND THE TREATMENT OF RADIOMUCOSITIS AND CHEMOMUCOSITIS

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**Message**

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*As requested, attached are copies of the papers filed December 23, 2002, and the  
PTO date stamped receipt card.*

*Thank you for your consideration.*

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1-23-03

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## AMENDMENT

Commissioner for Patents  
BOX AF  
United States Patent and Trademark Office  
Washington, D.C. 20231

Sir:

The instant paper is submitted in response to the Office Action mailed August 21, 2002.

IN THE CLAIMS

Cancel claim 29, without prejudice or disclaimer.

Add the following claims:

10 30. Composition according to claim 21, wherein the vehicle is water.

C<sup>1</sup> 11 31. Composition according to claim 21 having a viscosity less than  $200 \times 10^{-3}$  Pa.s at 35-37° C.